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j1002 U.S. PRO
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CHOATE, HALL & STEWART

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09/981623
10/16/01

Box Patent Application
Assistant Commissioner for Patents
Washington, DC 20231

Express Mail No.: EL603010839US
Attorney Docket No.: 2002971-0054
Date Filed: October 16, 2001

UTILITY PATENT APPLICATION TRANSMITTAL

(for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Dear Sir:

Please find enclosed a patent application and papers as follows for:

Inventor(s):

Given Name (first and middle) Family Name or Surname Residence (City and State or Foreign Country)

Title of the Invention: **Methods and Apparatus for Preventing Migration of Sutures
Through Transosseous Tunnels**

A) APPLICATION ELEMENTS:

1) ☐ **Fee Transmittal Form** (original and duplicate submitted for fee processing)

2) ☐ **Applicant Claims Small Entity Status** (see 37 C.F.R. § 1.27)

a) ☐ **Statement Verifying Small Entity Status** (optional)

3) ☒ **Specification**

TOTAL PAGES: 20

☒ Descriptive Title of the Invention

☒ Cross References to Related Applications (if applicable)

☐ Statement Regarding Federally Sponsored R & D (if applicable)

☐ Reference to sequence listing, a table, or a computer program listing appendix

☒ Background of the Invention

☒ Summary of the Invention

☒ Description of the Drawing (if filed)

☒ Detailed Description of the Invention

☒ Claim(s)

☒ Abstract of the Invention

4) ☒ **Drawing(s)** (35 U.S.C. § 113)

TOTAL SHEETS: 9

a) ☒ Formal Drawings (if checked)

5) ☒ **Oath or Declaration**

TOTAL PAGES: 5

a) ☐ Newly Executed (original or copy)

b) ☒ Copy from a prior application (37 C.F.R. § 1.63(d))-for
continuation/divisional application

i) ☐ Deletion of inventor(s): Signed Statement deleting inventor(s) named
in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

c) ☐ Unexecuted

6) ☐ **Application Data Sheet**. See 37 C.F.R. § 1.76.

7) ☐ **CD-ROM or CD-R in duplicate, large table or Computer Program
(Appendix)**

8) ☐ **Nucleotide and/or Amino Acid Sequence Submission** (if applicable, all are
necessary)

a) ☐ Computer Readable Form (CRF)

b) ☐ Specification Sequence Listing on:

i) ☐ CD-ROM or CD-R (2 copies); or

ii) ☐ Paper

c) ☐ Statements verifying identity of above copies

B) ACCOMPANYING APPLICATION PARTS:

9) ☒ **Assignment Papers** (cover sheet & document(s))

10) ☐ **37 C.F.R. § 3.73(b) Statement** (when there is an assignee)

11) ☒ **Power of Attorney**

12) ☐ **English Translation Document** (if applicable)

13) ☐ **Information Disclosure Statement (IDS)/PTO-1449**

14) ☐ **Copies of IDS Citations**

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- 15) ☒ **Preliminary Amendment**
- 16) ☒ **Return Receipt Postcard (MPEP 503)** (specifically itemized)
- 17) ☐ **Certified Copy of Priority Document(s)** (if foreign priority is claimed)
- 18) ☐ **Nonpublication Request under 35 U.S.C. § 122(b)(2)(B)(i)**
- 19) ☐ **OTHER:** (if applicable, specified below)

C) FOR CONTINUING APPLICATIONS: (the appropriate box is checked, and certain information is provided below and in a preliminary amendment)

☒ continuation ☐ divisional ☐ continuation-in-part (CIP)

of prior application no.: 09/234,022

filed: January 19, 1999

examiner: Brown, M.

group/art unit: 3764

for continuation or divisional applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied as detailed above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.

D.) PRIORITY CLAIM(S):

This application claims the benefit under 35 U.S.C. § 120 of any United States application(s) or PCT international application(s) designating the United States of America listed below:

| <u>Application Serial No.</u> | <u>Filing date</u> | <u>Status (patented, pending, abandoned)</u> |
|-------------------------------|--------------------|--|
| 08/689,443 | August 9, 1996 | issued |
| 08/163,130 | December 6, 1993 | issued |
| 07/765,445 | September 25, 1991 | issued |
| 07/588,055 | September 25, 1990 | abandoned |

This application claims the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Express Mail No.: **EL603010839US**
Attorney Docket: **2002971-0054**
Date Filed: **October 16, 2001**

Application Serial No.

Filing date

Status (pending, expired, abandoned)

E) METHOD OF PAYMENT OF FILING FEES FOR THIS APPLICATION:

- ☐ Applicant claims small entity status 37 C.F.R. § 1.27.
- ☐ A check is enclosed to cover the filing fees.
- ☐ The commissioner is hereby authorized to charge filing fees or to credit any overpayment to deposit account number 03-1721.

| | |
|--|---------------|
| Basic Filing Fee (Large Entity) | \$740.00 |
| Additional Fees: | |
| Total Number of Claims in excess of 20: $(21 - 20) \times \$18$ | \$18.00 |
| Number of Independent Claims in excess of 3: $(7 - 3) \times \$84$ | \$336.00 |
| Multiple Dependent Claims 280: | <u>\$0.00</u> |
| Total Filing Fee: | \$1,094.00 |

F) CORRESPONDENCE ADDRESS:



☒ Customer Bar Code Label: 24280

PATENT TRADEMARK OFFICE

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Respectfully Submitted,

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